


<sup>3</sup> *Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003); *see also Thomas v. Arn*, 474 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

1 IT IS FURTHER ORDERED THAT this case is dismissed. The Clerk of Court is  
2 directed to ENTER JUDGMENT ACCORDINGLY and CLOSE THIS CASE.

3 Dated: October 3, 2019

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5 U.S. District Judge Jennifer A. Dorsey  
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